

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE FIFTEENTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MS JUSTICE G.ROHINI

WRIT PETITION NO : 8358 of 2005

Between:

Allu Muralikrishna, s/o late Appala Narayana,
c/o M/s.Allu Appala Narayana & Co. Shop No.L-2,

Rajiv Gandhi Wholesale Vegitable Market,
Vijayawada-1.

..... PETITIONER

AND

The Commissioner, Municipal Corporation of Vijayawada, Vijayawada.

.....RESPONDENT

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court MAY be pleased to issue an appropriate writ, order or direction more particularly one in the nature of writ of mandamus declaring the action of the respondent in issuing Tender Notification No.RPAC-1/A1/10417/02 dated 21-3-2005 calling for the tenders for collecting parking fee at Kakaraparthi Bhavannarayana Shopping Complex (Cellar) Vijayawada as highly illegal, Arbitrary and unjustified with a direction to the respondent to continue the petitioner as leaseholder for collecting Parking Fee at Kakaraparthi Bhavannarayana Shopping Complex (Cellar), Vijayawada.

Counsel for the Petitioner: MR.M.V.S.SAI KUMAR

Counsel for the Respondent: MR.T.S.VENKATARAMANA

This Court at the stage of admission made the following :

ORDER:

Admittedly, the lease period of the petitioner comes to an end by 22.04.2005. The grievance of the petitioner is that he has been requesting the respondent-Corporation to grant extension of lease, but the same has not been considered by the respondent-Corporation, and in the meanwhile, a tender notice was issued on 21.03.2005 for granting leasehold rights for the period from 01.04.2005 to 31.03.2006.

However, no material has been placed before this Court to substantiate his plea that such a request has been made by the petitioner and the same is pending before the respondent-Corporation.

In the circumstances, without expressing any opinion as to the claim made by the petitioner, the writ petition is disposed of granting leave and liberty to the petitioner to make an appropriate application before the respondent-Corporation, in which event, the same will be considered and appropriate orders will be passed by the respondent-Corporation in accordance with law. No costs.

G.ROHINI, J

15.04.2005

Note:

Issue C.C. by

19.04.2005

B/o

DR

To

1 The Commissioner, Municipal Corporation of Vijayawada, Vijayawada.

2 CD copies

3 1 CC to MR.SAI KUMAR